Attorney's Docket No. 11496/236625

**PATENTS** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Briere

Application Serial No. 09/902,475

Filed: July 9, 2001

BLOW MOLDING DEVICE FOR PRODUCING

THERMOPLASTIC CONTAINERS

Commissioner for Patents Washington, DC 20231

Examiner: Days, Ru.

APRILATION

CROUDED

APRILATION

NOTICE OF TERMINATION OF LITIGATION

Sir:

Pursuant to 37 C.F.R. § 1.178(b), the Applicant, by and through his attorneys, here makes notice of the termination of the litigation involving the patent underlying the above referenced continuation application.

The litigation pending between the Assignee of the above-referenced patent application Sidel, a French company, as plaintiff, and Uniloy Milacron, Inc., as defendant, in Civil File No. 1:01 CV-1080 CAP, in the United States District Court for the Northern District Georgia, Atlanta Division, has been settled. The Applicant is transmitting herewith a copy of the "Stipulation and Order of Voluntary Dismissal" entered April 4, 2002.

Respectfully submitted,

J. Scott Anderson

Registration No. 48,563

Customer No. 00826

ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Atlanta (404) 881-7000 Fax (404) 881-7777

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted to Technology Center 1700 at the United States Patent and Trademark Office, at facsimile number 703-872-9310 on this, the day of April, 2002.

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION DIVISION

1961 LI 1968

SIDEL (a French company),

Plaintiff and Counterclaim ) Defendant, )

CIVIL ACTION FILE

UNILOY MILACRON INC.

٧.

NO. 1:01 CV 1080 CAP

Defendant and Counterclaim Plaintiff.

STIPULATION AND ORDER OF VOLUNTARY DISMISSAL

It is hereby stipulated and agreed by and between the undersigned counsel for the respective parties, pursuant to Fed.R.Civ.P. 41(a)(1), and based on a Cohfidential Settlement Technology Center 2100 Agreement executed by the parties, the above-action is dismissed with prejudice, each party to bear its own costs and attorneys fees.

Respectfully submitted this 3rd day of April 2002.

(SIGNATURES ON NEXT PAGE)

- Dec# 445155.01 -

Approved and Consented to by:

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Attorneys for Defendant and Counterclaim Plaintiff Uniloy Milacron Inc.

SO ORDERED this

day of April 2002.

Charles A. Parnell, Jr. Judge, United States District

Court

#### IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION DIVISION

SIDEL (a French company),

Plaintiff and Counterclaim )

Defendant, )

v.

UNILOY MILACRON INC.

Defendant and Counterclaim ) Plaintiff.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing STIPULATION AND ORDER OF VOLUNTARY DISMISSAL was served by Technology Conter 2100 facsimile and U.S. Mail, this 3rd day of April 2002 on the following persons:

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- Doc# 445155.01 -

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## TELECOPY

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Anderson, Esq.

Technology Center

April 26 2002 DATE: TO: FROM: NO. OF PAGES: 5 **OPERATOR:** (Including cover page) IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT 703-872-9310 FAX NUMBER: USER CODE: ANDES 11496/236625 CLIENT/MATTER: VOICE NUMBER: J. Scott Anderson, Esq. REQUESTED BY: